

CHIPPEWA COUNTY FRIEND OF THE COURT
POLICY FOR MAKEUP VISITATION

THE PARTIES HAVE AN AFFIRMATIVE DUTY TO OBEY ALL VISITATION ORDERS.

If visitation is wrongfully denied, the non-custodial parent must inform the office of the Friend of the Court *no later than within seven (7) days of the day the denial occurred*. This must be in writing, and specific to dates, times and what happened.

Whether or not visitation was wrongfully denied shall be determined, as follows:

1. By the Friend of the Court, pursuant to notice given to the custodial parents, where the custodial parent either agrees or does not respond to the notice,
Or
2. After the joint meeting with the Friend of the Court.
3. If those do not result in the determination, the issued may be determined by a hearing before the referee or judge.

If there was a wrongful denial, then the non-custodial parent is entitled to makeup visitation. The makeup visitation shall be of the same type and duration as that which was denied. The Friend of the Court shall keep track of the "arrearage" in visitation, until it is made up.

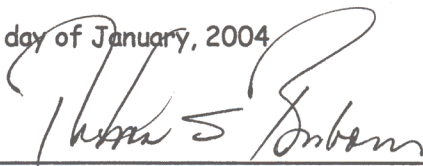
In addition, the non-custodial parent shall be entitled to choose when the makeup visitation will take place, but he or she must give *one (1) week's* notice for ordinary visitation (weekdays or weekends), and *thirty (30) days* notice for holiday or summer visitation. All makeup visitation(s) however, must be taken within *one (1) year* from the date of denial.

If number one (1) or two (2) above do not result in a determination and/or resolution, it is not required that there be a further hearing pursuant to number three (3) above.

4. To initiate contempt proceedings for wrongful denial of visitation pursuant to MCLA 552.644; MSA 25.164(44) if the court finds there is denial, the court must find the custodial parent in contempt and will do at least one of the following:
 - a) Impose a fine of up to \$100.00
 - b) Impose a jail term of up to 45 days for the first offense and higher for the second offense.
 - c) Require additional terms and conditions for visitation.

The foregoing policy is adopted this 6th day of January, 2004

1/6/04
Date


Thelma S. Bosbous, Friend of the Court 50th Circuit

The foregoing policy is hereby approved, pursuant to MCLA 552.; MSA 25.164(42)

1/6/04
Date


Honorable Nicholas J. Lambros, Circuit Judge